

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
666 FIFTH AVENUE, 31ST FLOOR  
NEW YORK, NEW YORK 10103-3198  
WWW.FULBRIGHT.COM

**FACSIMILE TRANSMISSION**

**DATE:** September 9, 2004

**MATTER NUMBER:**

HUBR 1186  
(10102735)

<b>RECIPIENT(S):</b>	<b>FAX NO.:</b>	<b>PHONE NO.:</b>
<b>Examiner Janet L. Andres USPTO - Art Unit 1646</b>	<b>1571 273-0867 and 1703 872-9306</b>	<b>1571 272-0867</b>

**FROM:** Norman Hanson

**USER ID:** NH01030      **FLOOR:** 24

**PHONE:** (212) 318-3168

**FAX:** (212) 318-3400

**RE: U.S. Serial No. 09/806,635**

NUMBER OF PAGES INCLUDING COVER PAGE: 2

**Message:**

**CAUTION - CONFIDENTIAL**

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY ALSO CONTAIN PRIVILEGED ATTORNEY-CLIENT INFORMATION OR WORK PRODUCT. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THE FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL  
FANI MALIKOUZAKIS AT 212-318-3220 AS SOON AS POSSIBLE.**

SEP 09 2004

HUBR 1186 (10102735)**CERTIFICATE OF FAXING**

I hereby certify that this correspondence is being transmitted via telecopy pursuant to 37 CFR 1.8 to Group 1646, Examiner Janet L. Andres of the United States Patent & Trademark Office at (571) 273-0867 and (703) 872-9306 on .

Fani Malikouzakis  
(Name of Transmitter)

(Signature)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Dony, et. al.  
Serial No. : 09/806,635  
Filed : June 4, 2001  
For : USE OF A MELANOMA INHIBITING ACTIVITY  
FACTOR (MIA) FOR CARTILAGE AND BONE REPAIR  
Art Unit : 1646  
Examiner : J.L. Andres

September 9, 2004

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA. 22313-1450

**LETTER RE: EXAMINER TELEPHONE MESSAGE**


SIR:

This is in response to the Examiner's telephone message of September 8, 2004.

It is Applicants' understanding that claim 33 has been allowed, along with claims 18-20, 22-24, 27-29, 35, 37 and 38, and nothing more needs to be done by the Applicants. A Notice of Allowance is believed proper at this point and is urged. The Examiner is asked to telephone the undersigned should anything else be required.

Respectfully submitted,

  
(FULBRIGHT & JAWORSKI L.L.P.)

By   
Norman Hanson  
Reg. No. 30,946

666 Fifth Avenue  
New York, NY 10103  
(212) 318-3148

25452309.1